

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

----- X

FRANCESCO PORTELOS,

Plaintiff,

-against-

LINDA HILL, PRINCIPAL OF I.S. 49, IN HER  
OFFICIAL AND INDIVIDUAL CAPACITY AND  
ERMINIA CLAUDIO, DISTRICT SUPERINTENDENT  
IN HER OFFICIAL AND INDIVIDUAL CAPACITY,

**NOTICE OF  
APPLICATION FOR  
COSTS SOUGHT  
AGAINST PLAINTIFF**

12-CV-3141 (LDH)(VMS)

Defendants.

----- X

**PLEASE TAKE NOTICE** that, upon defendant's bill of costs, the Declaration of Jessica Giambrone dated September 20, 2016 and the exhibits annexed thereto, and all other pleadings and proceedings had herein, the defendants will move this Court before the Judgment Clerk, at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York at 10:00 a.m. on October 3, 2016, or as soon thereafter as counsel may be heard, for an order pursuant to Rule 54 of the Federal Rules of Civil Procedure and 28 U.S.C. § 1921 granting fees and costs sought by defendants and granting such relief as to this Court deems proper.

Date: New York, New York  
September 20, 2016

**ZACHARY W. CARTER**  
Corporation Counsel of the City of New York  
Attorney for the Defendants  
100 Church Street, Room 2-172  
New York, New York 10007  
212-356-2460

By: /s Jessica Giambrone

Jessica Giambrone  
Assistant Corporation Counsel

To. Glass Krakoer, LLP (via ECF)  
Bryan D. Glass, Esq.  
Attorney for Plaintiff  
100 Church Street, 8<sup>th</sup> Floor  
New York, New York 10007

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

----- X

FRANCESCO PORTELOS,

Plaintiff,

-against-

LINDA HILL, PRINCIPAL OF I.S. 49, IN HER  
OFFICIAL AND INDIVIDUAL CAPACITY AND  
ERMINIA CLAUDIO, DISTRICT SUPERINTENDENT  
IN HER OFFICIAL AND INDIVIDUAL CAPACITY

**DECLARATION OF  
JESSICA GIAMBRONE  
IN SUPPORT OF  
DEFENDANTS'  
APPLICATION FOR  
COSTS AGAINST  
PLAINTIFF**

Defendants.

12 Civ. 3141 (LDH)(VMS)

----- X

**JESSICA GIAMBRONE**, declares pursuant to 28 U.S.C. § 1746 and under  
penalty of perjury that:

1. I am an Assistant Corporation Counsel in the Office of the Corporation Counsel of the City of New York, counsel for the defendants in this action. I was lead trial counsel in this matter, and, as such, I am fully familiar with the facts and circumstances set forth herein.
2. I submit this Declaration in support of defendants' bill of costs and defendants' application for an award of costs against plaintiff Francesco Portelos ("plaintiff") in this action.
3. Plaintiff commenced this action by filing a Complaint on June 22, 2012. Plaintiff alleged, *inter alia*, that defendants violated plaintiff's rights under the First Amendment of the United States' Constitution as well as under New York Civil Service Law § 75-b.
4. On August 15, 2016, a jury trial in this action commenced in the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York, before the Honorable Lashann DeArcy Hall.

5. The jury trial concluded on August 23, 2016, and the jury entered a verdict in favor of the defendants on all claims. Judgment was entered September 14, 2016. See Judgment annexed hereto as Exhibit "A."

6. Defendants are entitled to costs as the prevailing party pursuant to Rule 54 (d)(1) of Federal Rules of Civil Procedure (hereinafter "Fed. R. Civ. P.").

7. Defendants now seek an award of costs in the amount of \$14,727.53 as the prevailing party in accordance with Rule 54(d)(1) of the Fed. R. Civ. P. and Rule 54.1 of the Local Civil Rules of the Eastern District of New York for the items identified below. The costs claimed are correctly stated, are allowable by law, and were necessarily incurred as stated herein. Attached hereto as Exhibit "B" is defendants' bill of costs dated September 16, 2016.

8. Defendants submit a bill for the costs of the pre-trial transcripts necessarily obtained for the purposes of preparation of cross-examinations, resolving issues raised during trial, and preparing further argument at the close of evidence. Defendants are entitled to these costs in the amount of \$372.96 as the prevailing party. A true copy of the invoices from the official court reporters are annexed hereto as Exhibit "C."

9. Defendants submit a bill for the costs of the deposition transcriptions of plaintiff Francesco Portelos, which were utilized in preparing defendants' motion for summary judgment, trial and cross examination at trial. A true copy of the invoices from the stenographer are annexed hereto as Exhibit "D." As indicated, the total cost of plaintiff's depositions are \$2032.55.

10. Defendant submit a bill for the costs of the pre-trial court conference dated May 27, 2014 before Magistrate Judge Vera H. Scanlon. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "E." As indicated, the total cost of that conference is \$659.34.

11. Defendants submit a bill for the costs of the pre-trial court conference dated October 5, 2014 before Magistrate Judge Vera H. Scanlon. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "F." As indicated, the total cost of that conference is \$560.70.

12. Defendants submit a bill for the costs of the pre-trial court conference dated October 16, 2014 before Magistrate Judge Vera H. Scanlon. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "G." As indicated, the total cost of that conference is \$213.06

13. Defendants submit a bill for the costs of the pre-trial court conference dated October 27, 2014 before Magistrate Judge Vera H. Scanlon. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "H." As indicated, the total cost of that conference is \$20.10.

14. Defendants submit a bill for the costs of the pre-trial court conference dated October 30, 2014 before Magistrate Judge Vera H. Scanlon. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "I." As indicated, the total cost of that conference is \$241.20.

15. Defendants submit a bill for the costs of the pre-trial court conference dated December 23, 2014 before Magistrate Judge Vera H. Scanlon. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "J." As indicated, the total cost of that conference is \$205.02.

16. Defendants submit a bill for the costs of the pre-trial court conference dated December 15, 2014 before Magistrate Judge Vera H. Scanlon. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "K." As indicated, the total cost of that conference is \$140.70.

17. Defendants submit a bill for the costs of the pre-trial court conference dated November 20, 2015 before Judge Roslynn R. Mauskopf. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "L." As indicated, the total cost of that conference is \$112.14.

18. Defendants submit a bill for the costs of the pre-trial court conference dated July 18, 2016 before Judge Lashann DeArcy Hall. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "M." As indicated, the total cost of that conference is \$146.52.

19. Defendants submit a bill for the costs of the pre-trial court conference dated August 4, 2016 before Judge Lashann DeArcy Hall. A true copy of the invoice from the stenographer is annexed hereto as Exhibit "N." As indicated, the total cost of that conference is \$266.40.

20. Defendants submit a bill for the costs of the trial transcripts necessarily obtained for the purposes of cross-examinations at trial, addressing legal issues raised and resolved during the trial, and summation. Defendants are entitled to these cost in the amount of \$9,678.84 as the prevailing party. A true copy of the invoice from the official court reporter is annexed hereto as Exhibit "O".

**WHEREFORE**, it is respectfully requested that the Clerk issue an order granting defendants costs in the amount of **\$14,727.53.**

Dated: New York, New York  
September 20, 2016

s/Jessica Giambrone  
Jessica Giambrone  
Assistant Corporation Counsel

12 Civ. 3141 (LDH)(VMS)

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

FRANCESCO PORTELOS,

Plaintiff,

-against-

LINDA HILL, PRINCIPAL OF I.S. 49, IN  
HER OFFICIAL AND INDIVIDUAL  
CAPACITY AND ERMINIA CLAUDIO,  
DISTRICT SUPERINTENDENT IN HER  
OFFICIAL AND INDIVIDUAL CAPACITY

Defendants.

**NOTICE OF APPLICATION FOR COSTS  
AGAINST PLAINTIFF, BILL OF COSTS,  
DECLARATION OF JESSICA GIAMBRONE  
IN SUPPORT OF DEFENDANTS'  
APPLICATION FOR COSTS AGAINST  
PLAINTIFF AND ANNEXED EXHIBITS**

**ZACHARY W. CARTER**

Corporation Counsel of the City of New York  
Attorney for Defendant  
100 Church Street; Room 2-172

New York, N.Y. 10007

Of Counsel Jessica Giambrone  
Tel: (212) 356-2460

*Due and timely service is hereby admitted.*

*New York, N.Y....., 2016*

*..... Esq.*

*Attorney for.....*

# EXHIBIT A

**UNITED STATES DISTRICT COURT**  
for the

Eastern      District of      New York

FRANCESCO PORTELOS

*Plaintiff*

v.

HILL ET AL.

*Defendant*

)  
)  
)  
)  
)

Civil Action No. 12-cv-3141(LDH)

**JUDGMENT IN A CIVIL ACTION**

The court has ordered that (*check one*):

- the plaintiff (*name*) \_\_\_\_\_ recover from the defendant (*name*) \_\_\_\_\_ the amount of interest at the rate of \_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.
- the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) recover costs from the plaintiff (*name*) \_\_\_\_\_
- other: The Jury rendered a verdict in favor of the defendants.

This action was (*check one*):

- tried by a jury with Judge LASHANN DEARCY HALL presiding, and the jury has rendered a verdict.
- tried by Judge \_\_\_\_\_ without a jury and the above decision was reached.
- decided by Judge \_\_\_\_\_ on a motion for \_\_\_\_\_

Date:

9/14/16

*CLERK OF COURT*

s/ W. Valentin

*Signature of Clerk or Deputy Clerk*

## EXHIBIT B

## UNITED STATES DISTRICT COURT

for the

Eastern District of New York

Francesco Portelos )  
                         )  
                         )  
                         ) Case No.: 12 civ. 3141 (LDH)  
                         )  
                         )  
                         )  
                         )

v. )  
                         )  
                         )  
                         )  
                         )  
                         )

Dept. of Education, et al )  
                         )  
                         )

**BILL OF COSTS**

Judgment having been entered in the above entitled action on 09/14/2016 against Francesco Portelos,  
 Date  
 the Clerk is requested to tax the following as costs:

Fees of the Clerk .....	\$ .....
Fees for service of summons and subpoena .....	.....
Fees for printed or electronically recorded transcripts necessarily obtained for use in the case .....	14,727.53
Fees and disbursements for printing .....	.....
Fees for witnesses ( <i>itemize on page two</i> ) .....	0.00
Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case .....	.....
Docket fees under 28 U.S.C. 1923 .....	.....
Costs as shown on Mandate of Court of Appeals .....	.....
Compensation of court-appointed experts .....	.....
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828 .....	.....
Other costs ( <i>please itemize</i> ) .....	.....
TOTAL      \$ 14,727.53	

**SPECIAL NOTE:** Attach to your bill an itemization and documentation for requested costs in all categories.

**Declaration**

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:



Electronic service



First class mail, postage prepaid



Other: \_\_\_\_\_

s/ Attorney: \_\_\_\_\_

Name of Attorney: Jessica Giambrone

For: New York City Law Department, 100 Church Street, New York, NY 10007  
*Name of Claiming Party*

Date: 09/16/2016**Taxation of Costs**

Costs are taxed in the amount of \_\_\_\_\_ and included in the judgment.

By: \_\_\_\_\_

*Clerk of Court**Deputy Clerk**Date*

# UNITED STATES DISTRICT COURT

#### **Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)**

## **NOTICE**

**Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:**

**“Sec. 1924. Verification of bill of costs.”**

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

**See also Section 1920 of Title 28, which reads in part as follows:**

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

**The Federal Rules of Civil Procedure contain the following provisions:**

**RULE 54(d)(1)**

#### **Costs Other than Attorneys' Fees.**

Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney's fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day's notice. On motion served within the next 7 days, the court may review the clerk's action.

## RULE 6

(d) Additional Time After Certain Kinds of Service.

When a party may or must act within a specified time after service and service is made under Rule 5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

**RULE 58(e)**

#### **Cost or Fee Awards:**

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

# EXHIBIT C

Fiore Reporting and Transcription Service, Inc.  
 4 Research Drive, Suite 402  
 Shelton, CT 06484  
 (203)929-9992 cmfiore@sbcglobal.net  
 FEIN: 42-1595354

DATE	INVOICE #
4/23/2014	4611

## Invoice

VOUCHERED

DATE 11/20/14

INV. AMT. F/T ID: \$ 372.96

VR 2015 0002994

INV. 15-4611

SVS. PERIOD 4/23/14 TO 4/25/14

AG. 025 : B/C 0207 : DET. OBJ. 6220

DUE DATE  
5/23/2014

TRANSCRIPT	TYPE DOC PROCEEDING	PAGES	RATE	AMOUNT
Daily	United States District Court Eastern District of New York  Before Mag. Judge Vera M. Scanlon  Portelos v. City of New York et al Case No. 12-CV-3141  April 17, 2013  Order Processed by Christine Rocco	56	6.66	372.96

2014 NOV 18 PM 3:45

NYC LAW OFFICES

Total

372.96

## EXHIBIT D



**Diamond**  
Reporting & Legal Video  
T.877.624.3287 • www.diamondreporting.com

FYI

NEW YORK CITY LAW DEPARTMENT  
PIN # 02507X100A17  
100 CHURCH STREET, FISCAL SECTION-ROOM 5-121  
NEW YORK, NY 10007  
JESSICA GIAMBRONE, ESQ.

INVOICE NO.: 14042403701  
INVOICE DATE: 5/6/2014

REPORTER:  
GENA NARDONE

TAX ID #: 11-266-5545  
BILLER ID: SS

DATE	DESCRIPTION	AMOUNT
4/24/2014	DEPOSITION OF THE PLF., FRANCESCO PORTELOS 141PP+22PGS OF W.I. ORIGINAL & 2 COPIES - YOUR CHARGE APPEARANCE (AM) YOUR CHARGE	\$3.65
	CONTROL #: ZZZ11145	
	SUB TOTAL	\$620.95
	PAID	\$0.00
	BALANCE DUE	\$620.95

I HEREBY CERTIFY: That the claim reflected herein is for services rendered and/or performed by attorneys retained by the City of New York, State of New York, in their official capacities, and that it was necessary for the purpose of the representation of the City of New York, to incur the expenses shown on this account of the City of New York.

Jessica Giambrone May 22, 2014  
Assistant Corporation Counsel

2014 MAY 1 BILL #: 58

\*\* PLEASE NOTE PAYMENT TERMS ARE NET 30 DAYS  
WE ACCEPT ALL MAJOR CREDIT CARDS  
WE ACCEPT WIRE TRANSFER - PLEASE CONTACT OUR OFFICE FOR DETAILS  
PLEASE NOTE INVOICE NUMBER ON YOUR PAYMENT - THANK YOU

ORIGINAL INVOICE

\*\*\*PLEASE SEND PAYMENT TO: 16 COURT STREET, SUITE 907, BROOKLYN, NY 11241\*\*\*

Make checks payable to: Diamond Reporting, Inc.

Visa     MC     Amex     Discover     Check

Credit Card #:

Exp. Date:

Name on Card:

Security Code:

DIAMOND DEPOSITION CENTERS

New York Offices:  
Manhattan, Brooklyn, Bronx,  
Queens, Staten Island,  
Melville, Mineola, White Plains

New Jersey Offices:  
Englewood Cliffs, Audubon



# Diamond

Reporting &amp; Legal Video

T.877.624.3287 • www.diamondreporting.com

FYI

NEW YORK CITY LAW DEPARTMENT  
PIN # 02507X100A17  
100 CHURCH STREET, FISCAL SECTION-ROOM 5-121  
NEW YORK, NY 10007

JESSICA GIAMBRONE, ESQ.

INVOICE NO.: 14092604501  
INVOICE DATE: 10/9/2014 ✓

REPORTER:  
RICHARD AURELIO

TAX ID #: 11-266-5545  
BILLER ID: SS

DATE	DESCRIPTION	AMOUNT
9/26/2014	CONT. EXAM. BEFORE TRIAL OF THE PLF., FRANCESCO PORTELOS 217PP+36PGS OF W.I. ORIGINAL & 2 COPIES - YOUR CHARGE APPEARANCE (AM & PM) YOUR CHARGE	\$3.65 923.45 52.00
	CONTROL #:EEE12868	
	SUB TOTAL	\$975.45
	PAID	\$0.00
	BALANCE DUE	\$975.45

2014 OCT 16 PAY 3:27

I certify that the articles and services  
specified on this invoice have been received and  
verified as to quality and quantity.

Signature

Date

Case #

OCT. 13, 2014

\*\* PLEASE NOTE PAYMENT TERMS ARE NET 30 DAYS \*\*  
WE ACCEPT ALL MAJOR CREDIT CARDS  
WE ACCEPT WIRE TRANSFER - PLEASE CONTACT OUR OFFICE FOR DETAILS  
PLEASE NOTE INVOICE NUMBER ON YOUR PAYMENT - THANK YOU

COPY

\*\*\*PLEASE SEND PAYMENT TO: 16 COURT STREET, SUITE 907, BROOKLYN, NY 11241\*\*\*

DIAMOND DEPOSITION CENTERS

025  
CTI 025

New York Offices:  
Manhattan, Brooklyn, Bronx,  
Queens, Staten Island,  
Melville, Mineola, White Plains

New Jersey Office:  
Englewood Cliffs





**Diamond**  
Reporting & Legal Video

T.877.624.3287 • www.diamondreporting.com

FYI  
2014 NOV 24 AM 10:02

NEW YORK CITY LAW DEPARTMENT  
PIN # 02507X100A17  
100 CHURCH STREET, FISCAL SECTION-ROOM 5-121  
NEW YORK, NY 10007  
JESSICA GIAMBRONE, ESQ.

INVOICE NO.: 14102208601  
INVOICE DATE: 11/3/2014

REPORTER:  
QUINTINA HASKINS

TAX ID #: 11-266-5545  
BILLER ID: SS

DATE	DESCRIPTION	AMOUNT
10/22/2014	CONT. EXAM. BEFORE TRIAL OF THE PLF., FRANCESCO PORTELOS 76PP+15PGS OF W.I. ORIGINAL & 2 COPIES - YOUR CHARGE APPEARANCE (PM) YOUR CHARGE	\$361 332.15 26.00
	CONTROL #:FFF13162	
	SUB TOTAL	\$358.15
	PAID	\$0.00
	BALANCE DUE	\$358.15

I certify that the articles and services  
specified on this invoice have been received and  
verified as to quality and quantity.

Signature

Jessica Giambrone

Date

Nov. 19, 2014

Case #

2012-029495

2014 NOV 24 AM 10:02

\*\* PLEASE NOTE PAYMENT TERMS ARE NET 30 DAYS \*\*

WE ACCEPT ALL MAJOR CREDIT CARDS

WE ACCEPT WIRE TRANSFER - PLEASE CONTACT OUR OFFICE FOR DETAILS

PLEASE NOTE INVOICE NUMBER ON YOUR PAYMENT - THANK YOU

COPY

\*\*\*PLEASE SEND PAYMENT TO: 16 COURT STREET, SUITE 907, BROOKLYN, NY 11241\*\*\*

DIAMOND DEPOSITION CENTERS

New York Offices:  
Manhattan, Brooklyn, Bronx,  
Queens, Staten Island,  
Melville, Mineola, White Plains

New Jersey Office:  
Englewood Cliffs

# EXHIBIT E

VC00143615 2014

**MAKE CHECK PAYABLE TO:****TRANSCRIPTIONS PLUS II, Inc.**

740 Sharon Road  
Copiague NY 11726  
E-mail: rl.transcriptions2@gmail.com

Taxpayer ID No.: 27-3972254

Contact Person: Linda Ferrara  
E-mail: laferrara44@gmail.com

Processed By: **Christine Rocco**

Judicial Official: Scanlon

Minutes of Proceedings:

**DCN#****LAS#**

\*\* ALL CREDIT CARD CHARGES WILL APPEAR AS A PAY PAL CHARGE\*\*

DATE: 9/5/14

TU-15

INV. AMT. PAID: \$ 659.34 Invoice Date: 9/3/14**Billed To:**

Jgiambrone@law.nyc.gov  
Showell@law.nyc.gov

V# 20150001235INV. #15-20141250SVS. PERIOD 9/3/14 TO 9/3/14

sica Giambrone

Aaron Howell AG. 025 : B/C 0207 : DET. OBJ. 6220,  
NYC Law DepartmentREF. DOC. 1 / 1 / 1

CAPTION	DOCKET #	DATES	CATEGORY	RATE	PAGES	AMOUNT
Portelos v. City of New York et al	12-cv-3141	5-27-14	daily	6.66	99	\$659.34
Total Amount Due:						\$659.34

I certify that the articles and services specified on this invoice have been received and verified as to quality and quantity.

Signature

Date

Case #

9.4.2014

2012-029495

2014 SEP -5 AM 10:56

# EXHIBIT F

**MAKE CHECK PAYABLE TO:****TRANSCRIPTIONS PLUS II, Inc.**

740 Sharon Road  
Copiague NY 11726  
E-mail: [rl.transcriptions2@gmail.com](mailto:rl.transcriptions2@gmail.com)

Taxpayer ID No.: 27-3972254

Processed By: **Christine Rocco**

Judicial Official: Scanlon

Minutes of Proceedings:

**DCN#****Contact Person: Linda Ferrara**E-mail: [laferrara44@gmail.com](mailto:laferrara44@gmail.com)**LAS#****\*\* ALL CREDIT CARD CHARGES WILL APPEAR AS A PAY PAL CHARGE\*\*****Invoice Date: 9/12/14****Billed To:**

Jgiambrone@law.nyc.gov  
Showell@law.nyc.gov

NYC Law Department



Jessica Giambrone  
Case # 2012-029495

CAPTION	DOCKET #	DATES	CATEGORY	RATE	PAGES	AMOUNT
Porelos v. City of NY, et al.	12-cv-3141	9-5-14	expedite	5.34	105	560.70
Total Amount Due:						\$560.70

VOUCHERED  
DATE: 9/17/14  
INV. AMT. PAID: \$ 560.70  
V# 20150001524  
INV. # 15-20141254  
SVS. PERIOD 9/15/14 TO 9/15/14  
AO Q25 : B/C DET. OBJ. 6220

REF. DOC.       

2014 SEP 16 PM 1:28  
FBI - NEW YORK  
FBI

# EXHIBIT G

Fiore Reporting and Transcription Service, Inc.  
 4 Research Drive, Suite 402  
 Shelton, CT 06484  
 (203)929-9992 cmfiore@sbcglobal.net  
 FEIN: 42-1595354

# Invoice

DATE	INVOICE #
11/19/2014	4831

**BILL TO**

Sharon Howell, Esq.  
 Office of the Corporation Counsel  
 The City of New York  
 100 Church Street  
 New York, NY 10007

I certify that the articles and services specified on this invoice have been received and verified as to quality and quantity.

Signature

Date

Case #

11-25-14

2012-029495

DUE DATE
12/19/2014

TRANSCRIPT	PROCEEDING	PAGES	RATE	AMOUNT
Ordinary Transcript	United States District Court Eastern District of New York  Before Mag. Judge Vera M. Scanlon  Portelos v. City of NY Case No. 12-CV-3141  October 16, 2014  Order Processed by Christine Rocco	53	4.02	213.06

**VOUCHERED**

**DATE: 11/25/14**

INV. AMT. PAID: \$ 213.06

V# 2015-0003050

INV. #15-4831

SVS. PERIOD 10/16/14 TO 10/16/14

DET. OBJ. 6220

B/C 025

Total 213.06

FISCAL JUDGE  
NYC LAW DEPT.

# EXHIBIT H

0002264950

Fiore Reporting and Transcription Service, Inc.  
 4 Research Drive, Suite 402  
 Shelton, CT 06484  
 (203)929-9992 cmfiore@sbcglobal.net  
 FEIN: 42-1595354

**Invoice**

DATE	INVOICE #
12/1/2014	4836

BILL TO
Sharon Howell, Esq. Office of the Corporation Counsel The City of New York 100 Church Street New York, NY 10007

I certify that the articles and services specified on this invoice have been received and verified as to quality and quantity.

Signature *Sharon Howell*

Date December 4, 2015

Case # 2012-029495

DUE DATE
12/31/2014

TRANSCRIPT	PROCEEDING	PAGES	RATE	AMOUNT
Ordinary Transcript	United States District Court Eastern District of New York  Before Mag. Judge Vera M. Scanlon  Portelos v. City of New York Case No.12-CV-3141  October 27, 2014  Order Processed by Christine Rocco	5	4.02	20.10

**VOUCHERED**  
**DATE: 12/15/14**

INV. AMT. PAID: \$ 20.10

V# 20150003235

INV. # 15-4836

SVS. PERIOD 10/27/14 TO 10/27/14

AG. 025 : B/C 0207 : DET. OBJ. 6220

REF. DOC. / / /

Total 20.10

FISCAL UNIT  
NYC LAW DEPT.

2014 DEC -4 PM 2:58

# EXHIBIT I

6002264950 001

Fiore Reporting and Transcription Service, Inc.  
 4 Research Drive, Suite 402  
 Shelton, CT 06484  
 (203)929-9992 cmfiore@sbcglobal.net  
 FEIN: 42-1595354

## Invoice

DATE	INVOICE #
1/23/2015	4866

BILL TO	DATE: <u>1/30/15</u>
Sharon Howell Office of the Corporation Counsel The City of New York 100 Church Street New York, NY 10007	INV. AMT. PAID: \$ <u>241.20</u>
	V# <u>20150004355</u>
	REV. <u>15-4866</u>
	SVC. PERIOD <u>10/30/14</u> TO <u>10/30/14</u>
AG. <u>025</u>	: B/C <u>0207</u> : DET. OBJ. <u>622e</u>

DUE DATE
2/22/2015

TRANSCRIPT	PROCEEDING	PAGES	RATE	AMOUNT
Ordinary Transcript	United States District Court Eastern District of New York  Before Mag. Judge Vera M. Scanlon  Portelos v. City of NY et al Case No. 12-CV-3141  October 30, 2014  Order Processed by Loan Hong	60	4.02	241.20
	I certify that the articles and services specified on this invoice have been received and verified as to quality and quantity.  Signature <u>Loan Hong</u>			
	Date <u>1-27-15</u>			
	Case # <u>2012-0291445</u>			
	Total			241.20

RECEIVED  
FISCAL UNIT  
NYC LAW DEPT.

2015 JAN 29 AM 9:38

# EXHIBIT J

Fiore Reporting and Transcription Service, Inc.  
 4 Research Drive, Suite 402  
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DATE	INVOICE #
1/31/2015	4869

BILL TO	VOUCHERED
Sharon Howell Office of the Corporation Counsel The City of New York 100 Church Street New York, NY 10007	DATE: 7/14/15
	INV. AMT. PAID: \$ 205.02

V# 20160000106

INV. # 15-4869

SVS. PERIOD 1/31/15 TO 1/31/15

DUE DATE
3/2/2015

TRANSCRIPT	AG PROCEEDING	PAGES	RATE	AMOUNT
Ordinary Transcript	United States District Court Eastern District of New York  Before Mag. Judge Vera M. Scanlon  Portelos v. City of New York Case No. 12-CV-3141  December 23, 2014  Order Processed by Christine Rocco	51	4.02	205.02

I certify that the articles and services  
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Signature

Sharon Howell

Date

July 13, 2015

Case #

2012-029495

A 1.5% per month late fee will be added if not paid by due date.

Total

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# EXHIBIT K

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Invoice Date: 2/3/15

filled herein is for

Billed To: Christopher Aaron Seacord

cseacord@law.nyc.gov

*Christopher Seacord 7/7/15*

## CAPTION

CASE NUMBER	DOCKET #	DATES	CATEGORY	RATE	PAGES	AMOUNT
Portelos v. City of New York, et al.	12-cv-3141	12-15-14	ordinary	4.02	35	140.70
Total Amount Due:						\$140.70

**VOUCHERED**  
**DATE: 7/8/15**

INV. AMT. PAID: \$

140.70

V# 2015-0007701

INV. # 15-2015/034

SVS. PERIOD 12/15/14 TO 12/15/14

AG. 025 : G/C 0207 DET. ORJ. 6220

2015 JUL -7 PH/2:16 ✓

2015 MAY 21 ✓

REF. DOC.

# EXHIBIT L

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DATE 12/2/15

## INVOICE

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Invoice #: 113015-01

V# 20160002806  
INV. 16-113015-01  
Mary Agnes Drury, RPR  
Official Court Reporter

EIN # - 46-1847537

SVS. PERIOD 11/20/15 U.S. District Court – Eastern District of New York

G. 085 : BK 0207 DEPT. OBJ. 225 Cadman Plaza East  
F. DOC. / / / 3rd Floor  
Brooklyn, New York 11201  
(718) 613-2615  
[mad78910@yahoo.com](mailto:mad78910@yahoo.com)

FY-16

November 2, 2015Rec'd  
11-30-15

New York City Law Department  
 100 Church Street – Room 3-227  
 New York, New York 10007  
[www.law.nyc.gov](http://www.law.nyc.gov)  
 (212) 356-2549  
 Attn: Sharon Howell  
[showell@law.nyc.gov](mailto:showell@law.nyc.gov)  
 Invoice emailed to : [vendorinvoices@law.nyc.gov](mailto:vendorinvoices@law.nyc.gov)

I certify that the articles and services specified on this invoice have been received and verified as to quantity and quality.

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*Sharon Howell*Date Nov. 30, 2015Case # 2012-029495

2015-11-30 09:33:33

**Case:** Francesco Portelos vs City of New York, Dept of Ed, et al**Case Number:** 12-CV-3141**Case Matter:** Civil Cause for Pre Motion Conference**Date of Proceeding:** 11/20/15**Number of Pages:** 21 pages**Rate:** 7-Day Expedite \$5.34 per pageTotal Due: \$112.14

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Thank you so very much !!!

2012-02 9495

# EXHIBIT M

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

INVOICE NO: 20160024

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Jessica Giambrone  
 Corporation Counsel - City of NY  
 100 Church Street  
 Room 2-172  
 New York, NY 10007  
 Phone: (212) 356-2460  
 FAX: (212) 356-2089  
 jgiambro@law.nyc.gov

Linda D. Danelczyk, RPR, CSR  
 Official Court Reporter  
 225 Cadman Plaza East - N-364  
 Brooklyn, NY 11201-1818  
 Phone: (718) 613-2330  
 FAX: (718) 804-2712  
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 LindaDan226@gmail.com

2016 JUL 25 PM  
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DATE ORDERED:

07-18-2016

DATE DELIVERED:

07-19-2016

Case Style: 12CV3141, Portelos v NYC DOE

Official Court Reporter's DAILY transcript held on 7/18/16. Pages 1-23 SUPPLIED in PDF format via electronic delivery.

CATEGORY	ORIGINAL			1ST COPY			2ND COPY			TOTAL CHARGES
	PAGES	PRICE	SUBTOTAL	PAGES	PRICE	SUBTOTAL	PAGES	PRICE	SUBTOTAL	
Ordinary										
14-Day										
Expedited										
Daily	22	6.66	146.52							146.52
Hourly										
Realtime										
Misc Desc.										
<b>VOUCHERED</b>										
DATE: 8/17/16										
INV. AMT PAID: \$ 146.52										
V# 20170000793										
INV. 17-20160024										
MISC CHARGES: 7/18/16 TO 7/18/16										
TOTAL: 146.52										
B/C 020 DET. OBJ. 6220										
LESS DISCOUNT FOR LATE DELIVERY:										
TAX (If Applicable):										
LESS AMOUNT OF DEPOSIT:										
TOTAL REFUND:										
TOTAL DUE: \$146.52										

## ADDITIONAL INFORMATION

Full price may be charged only if the transcript is delivered within the required time frame. For example, if an order for expedited transcript is not completed and delivered within seven (7) calendar days, payment would be at the ordinary delivery rate.

## CERTIFICATION

I certify that the transcript fees charged and page format used comply with the requirements of this court and the Judicial Conference of the United States.

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s:/Linda D. Danelczyk

DATE

07-19-2016

# EXHIBIT N

11/07)

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

INVOICE NO: 20160099

**MAKE CHECKS PAYABLE TO:**

Ruby Bradley  
New York City Law Department  
Office of the Corporation Counsel  
100 Church Street  
New York, NY 10007  
Phone: (212) 356-2441

Charleane Heading, RMR, FCP  
Official Court Reporter  
225 Cadman Plaza East  
Room N-368  
Brooklyn, NY 11201-1818  
  
Phone: (718) 613-2643  
FAX (718) 613-2127  
Tax ID: 27-4974119  
*cheading@aol.com*

CRIMINAL       CIVIL

**DATE ORDERED:**

08-04-2016

**DATE DELIVERED:**

08-05-2016

Case Style: 12CV3141(LDH), Portelos v NYC

Official Court Reporter's DAILY transcript of proceedings held on August 4, 2016.

Pages 1 through 40 SUPPLIED in PDF format via electronic delivery.

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**SIGNATURE:**

s:/Charleane M. Heading

DATE

08-05-2016

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# EXHIBIT O

**STACY A. MACE**

**Official Court Reporter**

United States District Court - EDNY  
225 Cadman Plaza East - Room N363  
Brooklyn, New York 11201  
(718) 613-2489

EIN: 47-2819508

Make check payable to  
**TO WOIT INC.**

**Invoice 2016-000266**

**DATE:** 30-Aug-16

**TO:** NYC Law Department - Office of the Corporation Counsel  
100 Church Street  
New York, New York 10007  
Jessica Giambrone, Esq.

**BEFORE:** Hon. LaShann DeArcy Hall

**RE:** Portelos v. City of New York, et al.  
12-CV-03141 Civil Jury Trial

Date	Pages	Per Page	Total
8-15-16 through 8-23-16	Pages 1 - 1201 151 AWI	841	6.66
		511	7.98
			0.00
			0.00
			0.00
			0.00
			0.00
			\$9,678.84
<b>Total Due</b>			

Official Court Reporter's transcript of CIVIL JURY TRIAL held on  
08/15/2016 through 08/23/2016; Pages 1 through 1201 and 151 AWI pages SUPPLIED in  
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United States District Court - EDNY  
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 Room N363  
 Brooklyn, NY 11201

Phone: 718-613-2489

smacerpr@gmail.com

Date	Invoice #
7/6/2016	2016-00266

EIN 47-2819508

**Bill To**

JESSICA GIAMBRONE, ESQ.  
 Office of the Corporation Counsel  
 NYC Law Department  
 100 Church Street  
 New York, NY 10007

*Stacy A. Mace*  
*Official Court Reporter*

Judge	Case	Docket No.
LDH	Portelos v. City of NY, et al.	12-CV-03141
	Type of Proceeding	File / Voucher / DCN #
	Civil Jury Trial	--

Pages	Description	Rate	Date of Proceeding	Amount	Split Rate
260	CIVIL CASE, ORIGINAL COPY, D/D 229 Transcript 31 AWI	6.66	8/15/2016	1,731.60	
247	CIVIL CASE, ORIGINAL COPY, H/D 218 Transcript 29 AWI	7.98	8/16/2016	1,971.06	
322	CIVIL CASE, ORIGINAL COPY, D/D 288 Transcript 34 AWI	6.66	8/17/2016	2,144.52	
264	CIVIL CASE, ORIGINAL COPY, H/D 233 Transcript 31 AWI	7.98	8/18/2016	2,106.72	
197	CIVIL CASE, ORIGINAL COPY, D/D 171 Transcript 26 AWI	6.66	8/19/2016	1,312.02	
62	CIVIL CASE, ORIGINAL COPY, D/D 62 Transcript Official Court Reporter's DAILY transcript of CIVIL JURY TRIAL held on 08-15-2016 through 08-19-2016 and on 08-23-2016. Pages 1 through 1201 and 151 AWI Pages SUPPLIED in PDF format via electronic delivery.	6.66	8/23/2016	412.92	

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